IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 15TH MARCH 2007 / 24TH PHALGUNA 1928

Bail Appl..No. 1506 of 2007()

CRIME NO.80/07 OF CHATHANNOOR POLICE STATION

PETITIONERS :

---

1. SHANI @ SHAJAHAN, S/O.ABDUL AZEEZ,
   PARAPPURAM VEEDU, NEAR KOTTUPARA DENTAL COLLEGE,
   MEEYANNOOR CHERRI, NEDUMPANA VILLAGE (A1).

2. SHAMEER, S/O.HUSSAIN, SHANAVAS MANZIL,
   T.B.JUNCTION, KUMMALLOOR CHERI,
   ADICHANALLOOR VILLAGE.(A2).

BY ADV. SRI.S.M.ALTHAF

RESPONDENTS:

STATE OF KERALA REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 15/03/2007, ALONG WITH BA NO. 1483 OF 2007 THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. Nos.1483 and 1506 OF 2007

Dated this the 15th day of March, 2007

O R D E R

In B.A.No.1483/07 the 2nd accused and in B.A.No.1506/07 accused Nos.1 and 3 in Crime No.80/07 of Chathannoor Police Station for offences punishable under Secs.143, 147, 148, 294(b), 323, 324 and 308 read with section 149 I.P.C. and section 27 of the Arms Act, 1959, seek their enlargement on bail. The petitioners were arrested on 27.2.2007.

2. Learned Public Prosecutor opposed the application.

3. The case of the prosecution is that on 26.2.2007 at about 5.30 p.m. the petitioners and others assaulted the defacto complainant and another person using a sword.

4. Having regard to the facts and circumstances of the case and the limited duration of the judicial custody of the petitioners, I am inclined to grant bail to the petitioners but from a future date. Accordingly, the petitioners are directed to be released on bail with effect from 20.3.07 on each of them executing a bond for Rs.10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the Munsiff Magistrate, Paravur and subject to the following conditions:

a. The petitioners shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

b. The petitioners shall make themselves available for interrogation as and when required by the police till the filing of the final report.

c. The petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

d. The petitioners shall not commit any offence while on bail.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

These applications are allowed as above.

(V. RAMKUMAR, JUDGE)

aks